

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL REGULAR MEETING HELD
ON WEDNESDAY, JULY 14, 2021 AT 5:30 P.M. IN THE CITY COUNCIL CHAMBERS.**

MAYOR: Louie A. Trujillo

COUNCILORS: David G. Romero
Elaine Rodriguez
Michael L. Montoya
David A. Ulibarri, Jr.

ALSO PRESENT: Leo Maestas, City Manager
Casandra Fresquez, City Clerk
Scott Aaron, City Attorney
Adrian Crespin, Sergeant at Arms

CALL TO ORDER

Mayor Trujillo called the meeting to order at 5:30 pm.

ROLL CALL

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Trujillo asked for a moment of silence to reflect on the loss of Parishioner Arthur Geoffrion and for God to comfort his family and may he rest in peace. Mayor Trujillo also asked for a moment of silence for those who passed away in the last couple of weeks.

APPROVAL OF AGENDA

City Manager Maestas recommended removing business item 4 from the agenda.

Councilor Romero asked why it was being removed?

City Manager Maestas advised that Mr. Affeldt has decided not to purchase the property at this time.

Councilor Romero asked if they would then have Mr. Affeldt remove the signage that says, "Plaza only parking".

City Manager Maestas advised Code Enforcement would advise the property owner to remove the signage.

Councilor Romero made a motion to approve the agenda as amended. Councilor Ulibarri Jr., seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriguez	Yes	David A. Ulibarri Jr.	Yes
Michael L. Montoya	No	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

PUBLIC INPUT

Susie Tsyitee spoke as a private citizen regarding her support for small businesses and young entrepreneurs. Ms. Tsyitee appreciated the Mayor and Council for their caution and diligence regarding the safety of the community and also thanked the Governing Body for being open to the new business and all the possibilities. Ms. Tsyitee hoped for the Governing Body's support for ordinance 21-14.

Ms. Tsyitee also spoke about the Visitor's Guide and all the different ways to communicate with people about the great City we live in.

MAYOR'S APPOINTMENTS/REPORTS AND RECOGNITIONS/PROCLAMATIONS

Mayor Trujillo recommended the appointment of Phillip Martinez to the Charter Commission.

Councilor Romero made a motion to approve the appointment of Phillip Martinez to the Charter Commission. Councilor Rodriguez seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	David G. Romero	Yes
Michael L. Montoya	Yes	Elaine Rodriguez	Yes

City Clerk Fresquez advised the motion carried.

COUNCILORS' REPORTS

Councilors had nothing to report.

CITY MANAGER'S REPORT

City Manager Maestas introduced and welcomed new employees from different departments within the City of Las Vegas. City Manager Maestas discussed the following

- NMDOT Bridge Street project
- Lighting at Hanna Park
- Creston Circle Park project
- The opening of Harris Pond
- Senior Centers operations
- Code Enforcement
- AMR ambulance services starting
- Dr. Justin Hansen to provide medical services
- The completion of EMT-B courses by three recruits

Discussion took place regarding negotiations for the Bridge Street project.

Councilor Montoya recommended the entrance gate at Harris Pond be painted yellow and placing a sign so people can see the gate when it's closed and also for a sign stating Harris Pond is owned by the City with rules and ordinances.

Councilor Montoya asked about an update regarding the playground equipment from the Las Vegas City Schools.

City Manager Maestas advised they got a quote for the removal of the equipment but needed a place to move it to, some would go to Creston Park and Lincoln Park.

Councilor Montoya advised placing them at Hanna Park, Lincoln Park and maybe South Pacific.

Discussion took place regarding the sidewalks at Creston Park.

Councilor Romero thanked City Manager Maestas for stepping up in the short time he's been there.

Councilor Montoya requested for Event Planner/Film Liaison Charles Griego to give a full report regarding the Fiestas.

Discussion took place regarding the placement of basketball poles/courts at parks, the removal of the Gazebo at Lincoln Park due to structural safety concerns and the construction at Keys Park Little League Fields.

APPROVAL OF MINUTES

Councilor Romero made a motion to approve the minutes for June 26, 2021. Councilor Montoya seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David G. Romero	Yes
David A. Ulibarri Jr.	Yes	Elaine Rodriquez	Yes

City Clerk Fresquez advised the motion carried.

BUSINESS ITEMS

Conduct a Public Hearing for Business Items 1 and 2.

Councilor Romero made a motion to enter into Public Hearing to discuss business items 1 and 2. Councilor Ulibarri Jr., seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	David A. Ulibarri Jr.	Yes
Michael L. Montoya	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

City Clerk Fresquez swore in City Attorney Aaron and Elias Trujillo.

1. Adoption of Ordinance No. 21-13 an ordinance to amend the Code of the City of Las Vegas by adding a new Chapter 22, entitled "Finance and Budget Code Ordinance".

Discussion and questions took place regarding the clarification of percentage of points on the local preference. The proposed ordinance currently states on pg. 3 (5) The maximum available local preference shall be six percent (6%).

2. Adoption of Ordinance 21-14 an ordinance to amend the Code of the City of Las Vegas by repealing the existing Article VIII "Operation of Bicycles" and replacing it with a new Article VIII entitled "Operation of Bicycles and Play Vehicles".

City Attorney Aaron spoke about changes made at the request of the Governing Body.

Councilor Romero thanked City Attorney Aaron for working on the ordinance.

Elias Trujillo advised the benefits the scooter company will bring to the community will outweigh any problems that may arise. Mr. Trujillo thanked the Mayor and Council for going through the process to allow Bird to operate.

Councilor Montoya advised if there are any deficiencies that need to be corrected it needs to be brought to their attention.

Councilor Romero suggested adding 6% of the total possible points on number (5) on pg. 3 of ordinance 21-13 so it could be clearer.

Councilor Romero made a motion to exit Public Hearing and return to regular session. Councilor Rodriguez seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	Elaine Rodriguez	Yes
David A Ulibarri Jr.	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

1. Adoption of Ordinance No. 21-13 an ordinance to amend the Code of the City of Las Vegas by adding a new Chapter 22, entitled "Finance and Budget Code Ordinance".

Councilor Romero made a motion to approve the adoption of Ordinance No. 21-13 with the amendment to include total possible points on number (5) on pg. 3. Councilor Montoya seconded the motion.

Ordinance 21-13 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	Elaine Rodriquez	Yes

City Clerk Fresquez advised the motion carried.

2. Adoption of Ordinance 21-14 an ordinance to amend the Code of the City of Las Vegas by repealing the existing Article VIII "Operation of Bicycles" and replacing it with a new Article VIII entitled "Operation of Bicycles and Play Vehicles".

Councilor Romero made a motion to approve the adoption of Ordinance No. 21-14. Councilor Ulibarri Jr., seconded the motion.

Ordinance 21-14 was presented as follows: *Due to the length of the document, a complete copy may be obtained from the City of Las Vegas, City Clerk's Office.*

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

3. Request approval of the Lodgers Tax recommendation to provide funding to the Las Vegas First Independent Business Alliance (LVFIBA) for the Las Vegas

Tourism Brochure and for LVFIBA to commit to contract requirements for the collection of data and feedback results.

Community Development Director Hendrickson asked for approval to produce 40,000 brochure copies to be distributed across New Mexico.

Mayor Trujillo advised he looks forward to seeing the final product and was well overdue and stated that people like to see printed material.

Councilor Romero advised he went to Eagles Nest, Angel Fire and Red River and saw nothing pertaining to Las Vegas, NM in their Visitor Centers.

Melissa Green with LVFIBA advised with covid they did not print any brochures last year.

Councilor Romero asked how soon the brochures would be distributed and wanted all printed brochures to be distributed, not left in boxes, a shed or in an office.

Andy Kingsbury with LVFIBA advised he would get any leftover brochures and take them to places he knows people will get them.

Discussion took place regarding the printing and distribution process for the brochure.

Councilor Romero recommended including the Fourth of July Fiestas, Rough Rider Bike Rally, Salute to Troops, People's Fair and Electric Light Parade in the brochure.

Mayor Trujillo requested a list of where the brochures would be distributed.

Councilor Montoya also agreed with a listing of where the brochures would be distributed.

Discussion took place regarding the cost of deliverables.

Councilor Montoya made a motion to provide funding to the Las Vegas First Independent Business Alliance (LVFIBA) for the Las Vegas Tourism Brochure in the amount of \$10,530. 00 and for LVFIBA to commit to contract requirements for the collection of data and feedback results. Councilor Rodriquez seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Elaine Rodriquez	Yes
Michael L. Montoya	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

Discussion took place regarding any reports from previous projects that were approved by Council.

4. Request approval of Resolution No. 21-27 accepting a grant offer and applying for a Match Waiver for the Cooperative Municipal Agreement (COOP) grant in the amount of \$21,689.00.

Councilor Romero made a motion to approve resolution No. 21-27, accepting a grant offer and applying for a Match Waiver for the Cooperative Municipal Agreement (COOP) grant in the amount of \$21,689.00. Councilor Ulibarri Jr., seconded the motion.

Resolution 21-27 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-27

A RESOLUTION ACCEPTING THE GRANT OFFER AND APPLY FOR A MATCH WAIVER FOR THE NEW MEXICO DEPARTMENT OF TRANSPORTATION MUNICIPAL COOPERATIVE AGREEMENT.

WHEREAS, the City of Las Vegas (“City”) and the New Mexico Department of Transportation (“NMDOT”) will enter into an agreement for the Municipal Cooperative Agreement (“COOP”) program for Pavement Maintenance and Rehabilitation on 4th street, 5th street, 6th street, National avenue and Douglas avenue, for this phase of the project;

WHEREAS, the total project cost is \$86,757.00, with the amount the City is anticipated from NMDOT is 75% (\$65,068.00) and the City's proportional matching share of 25% (\$21,689.00) if a hardship for match waiver is not deemed to be present by the Department of Finance and Administration ("DFA") and NMDOT;

WHEREAS, the City has a limited tax base which limits the funding for meeting the proportional matching share and a fund exists in the NMDOT appropriated by the New Mexico State Legislature for public entities in need of hardship; and

WHEREAS, the City desires to request participation in the match waiver program in the amount of \$21,689.00; and

WHEREAS, the project is to be adopted and has a priority standing for the proportional match waiver.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are hereby incorporated herein by reference and the Governing Body agrees to contribute 25% of the grant amount if a match waiver is not granted by DFA and the NMDOT.

PASSED, APPROVED AND ADOPTED this ____ day of July, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Michael L. Montoya	Yes
David A. Ulibarri Jr.	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

5. Request approval of Resolution 21-28 authorizing the application submission of a New Mexico Community Development Block Grant (CDBG) Program to New Mexico Department of Finance and Administration (DFA) and authorizing the Mayor as Chief Executive Officer and Authorized Representative to participate in the 2021 CDBG Program.

Discussion took place regarding Mayor Trujillo as Chief Executive Officer and Authorized Representative CDBG Program and the cost being only for phase one of five.

Councilor Romero made a motion to approve resolution No. 21-28, authorizing the application submission of a New Mexico Community Development Block Grant (CDBG) Program to New Mexico Department of Finance and Administration (DFA) and authorizing the Mayor as Chief Executive Officer and Authorized Representative to participate in the 2021 CDBG Program. Councilor Rodriguez seconded the motion.

Resolution 21-28 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-28

A RESOLUTION AUTHORIZING THE SUBMISSION OF A NEW MEXICO COMMUNITY DEVELOPMENT GRANT (“CDBG”) PROGRAM APPLICATION

WHEREAS, the need exists within the City of Las Vegas (“City”) for neighborhood improvement projects in several low and moderate income neighborhoods, and the City desires to apply to the Housing and Urban Development’s CDBG program to obtain funding for said projects;

WHEREAS, the City has held four public hearings for public input and comments on 2/10/2021 at 10am, 12pm, 3pm and 6pm prior to the application process and the public hearings have been authorized by the Department of Finance and Administration (“DFA”) to be used in the 2021 application;

WHEREAS, there is a significant need to undertake the 2021 CDBG street, drainage improvements and compliant ADA curb and ramps for Hot Springs Boulevard from Mills Avenue to Mora Street (collectively the “Improvements”);

WHEREAS, the improvements meet the requirements of the CDBG program; and

WHEREAS, the program requires that designation of a chief executive officer to act in all matters regarding the application and participation in the New Mexico Community Development Block Grant program.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are hereby incorporated herein by reference, and

1. The City is hereby authorized to prepare and submit a CDBG application to DFA for the 2021 CDBG Improvements;
2. The Mayor is hereby designated as the City’s Chief Executive Officer to act in all matters connected with this application and City’s participation in the New Mexico Community Development Block Grant program;
3. The amount the City is requesting from DFA for Phase 1 of 5 phases is \$750,000.00; and
4. The City is committing a match of 10% which is \$75,000.00 to obtain the grant and complete the Improvements.

PASSED, APPROVED AND ADOPTED this ____ day of July, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	Elaine Rodriquez	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

6. Request approval of Resolution 21-29, to appoint Leo Maestas, City Manager, as "Authorized Representative" to execute all grant offers pertaining to the City of Las Vegas Municipal Airport.

Councilor Montoya made a motion to approve resolution No. 21-29, to appoint Leo Maestas, City Manager, as "Authorized Representative" to execute all grant offers pertaining to the City of Las Vegas Municipal Airport. Councilor Romero seconded the motion.

Resolution 21-29 was presented as follows:

CITY OF LAS VEGAS, NEW MEXICO

Resolution No. 21-29

A RESOLUTION OF THE CITY OF LAS VEGAS APPOINTING THE CITY MANAGER OR HIS SUCCESSOR(S) AS THE AUTHORIZED REPRESENTATIVE REGARDING ALL MATTERS PERTAINING TO THE CITY OF LAS VEGAS MUNICIPAL AIRPORT

WHEREAS, the City of Las Vegas ("City") anticipates receiving grant offers from the Federal Aviation Administration ("FAA");

WHEREAS, upon FAA approval of the grants, the grant offers will be used directly for the specific projects they are intended for and to maintain safe and efficient operations within the City's Municipal Airport;

WHEREAS, the FAA requires that the City appoint an authorized representative to execute all grant offers that pertain to the City of Las Vegas Municipal Airport.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that the recitals are hereby incorporated herein by reference and the Governing Body hereby appoints City Manager, Leo Maestas, or his successor(s), as the authorized representative for all grant offers for the City of Las Vegas Municipal Airport.

PASSED, APPROVED AND ADOPTED this _____ day of July, 2021.

Louie A. Trujillo, Mayor

ATTEST:

Reviewed and approved as to legal sufficiency only:

Casandra Fresquez, City Clerk

Scott Aaron, City Attorney

Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	David A. Ulibarri Jr.	Yes
Michael L. Montoya	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

Mayor Trujillo thanked Public Works Manager Gurule for all the work he's done.

EXECUTIVE SESSION

Councilor Montoya made a motion to convene into executive session for the purpose of discussing limited personnel matters as permitted by Section 10-15-1 (H) (2) and also matters subject to the attorney client privilege pertaining to threatened or pending litigation in which the City of Las Vegas is or may become a participant as permitted by Section 10-15-1 (H)(7) of the New Mexico Open Meetings Act, NMSA 1978. Councilor Ulibarri Jr., seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Elaine Rodriquez	Yes	Michael L. Montoya	Yes
David G. Romero	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

Councilor Romero made a motion to exit executive session and reconvene into regular session after being in executive session for the purpose of discussing limited personnel matters as permitted by Section 10-15-1 (H) (2) and also matters subject to the attorney client privilege pertaining to threatened or pending litigation in which the City of Las Vegas is or may become a participant as

permitted by Section 10-15-1 (H)(7) of the New Mexico Open Meetings Act, NMSA 1978 and only those matters were discussed and no action was taken. Councilor Montoya seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

David A. Ulibarri Jr.	Yes	Elaine Rodriquez	Yes
Michael L. Montoya	Yes	David G. Romero	Yes

City Clerk Fresquez advised the motion carried.

ADJOURN

Councilor Romero made a motion to adjourn. Councilor Ulibarri Jr., seconded the motion. Mayor Trujillo asked for roll call. Roll Call Vote was taken and reflected the following:

Michael L. Montoya	Yes	David G. Romero	Yes
Elaine Rodriquez	Yes	David A. Ulibarri Jr.	Yes

City Clerk Fresquez advised the motion carried.

Meeting adjourned at 7:50 pm.



Mayor Louie A. Trujillo

ATTEST:



Casandra Fresquez, City Clerk